

SUMMARY OF INTERVIEW

Attendees, Date and Type of Interview

The telephonic interview was conducted on June 4, 2009 and attended by Primary Examiner Leslie R. Deak and Applicants' Attorney of Record William H. Shreve.

Exhibits and/or Demonstrations

None.

Identification of Claims Discussed

Independent Claims 1, 48, 58, 64 and 70.

Identification of Prior Art Discussed

U.S. Patent No. 6,450,984 B1 to Lynch et al. ("Lynch") and U.S. Patent Appl. Publ. No. 2005/0119737 A1 to Bene et al. ("Bene").

Proposed Amendments

The Examiner advised cancellation of the apparatus claims. The Examiner further advised amendments to independent method Claims 67 and 70 to incorporate language (in connection with implant introduction/insertion into the anterior chamber) that "at least a distal end of the implant is temporarily in the anterior chamber."

Principal Arguments and Other Matters

The '984 Lynch patent, filed April 26, 2000, is not prior art to at least independent Claims 48 and 70 which have an effective filing date of April 14, 2000. The prior art also fails to teach, *inter alia*, that "at least a distal end of the implant is temporarily in the anterior chamber" as recited in Applicants' claims. The disclosure history of Bene was also discussed.

Results of Interview

The Examiner agreed that the '984 Lynch patent does not appear to have priority over some of Applicants' claims. The Examiner also indicated allowability of the method claims with the proposed amendments to independent Claims 67 and 70.